GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Agriculture & Cooperation Department – Departmental Proceeding against Sri D.Veerabadhra Rao, Deputy Executive Engineer (Electrical) (AM) Hyderabad (Retd) - Under Rule 20 of A.P(AP&LS) Market Rules, 1969 – Articles of Charges framed – Issued.

AGRICULTURE & COOPEATION (VIG.II) DEPARTMENT

G.O.RT.No. 35 **Dated: 20-01-2017**

READ:

1) From the Commissioner & Director of Agriculture Marketing, Govt. of A.P. Guntur Lr.No.Ec-T/63/2015/DEE.II/Report on allegations/Lokayukta, dated 31.10.2016.
2) G.O.Ms.No.5, Agriculture & Cooperation (Vig.II) Dept. dt.20.01.2017.

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O R D E R:

It is proposed to hold an enquiry against Sri D.Veerabadhra Rao, Deputy Executive Engineer (Electrical) (AM) Hyderabad (Retd) in accordance with the procedure laid down under Rule 20 of A.P. Civil Services (CC&A) Rules, 1991 for the alleged charges specified herein.

2. The substance of the imputations of misconduct or misbehavior in respect of which the enquiry is proposed to be held is set out in the enclosed statement of articles of charge (Annexure-I). A statement of imputations of misconduct and misbehavior in support of articles of charge is enclosed (Annexure-II). A list of documents by which, and a list of witnesses by whom, the articles of charge are proposed to be sustained are also enclosed (Annexure. III & IV).

3. Sri D.Veerabadhra Rao, Deputy Executive Engineer (Electrical) (AM) Hyderabad (Retd) is directed to submit his written statement of defence within (10) days from the date of receipt of this order and also state whether he desires to be heard in person.

4. Sri D.Veerabadhra Rao, Deputy Executive Engineer (Electrical) (AM) Hyderabad (Retd) is informed that an enquiry will be held only in respect of those articles of charge which is not specifically admitted herein. He should, therefore, specifically admit or deny each articles of charge. He is further informed that adequate opportunity for perusal of records will be made available during the course of inquiry.

5. Sri D.Veerabadhra Rao, Deputy Executive Engineer (Electrical) (AM) Hyderabad (Retd) is further informed that if he does not submit his Written Statement of Defence on or before the stipulated time, or dose not appear in person before the disciplinary authority to otherwise fails or refuges to comply the with the provisions of Rule 20 of the APPCS (CC&A) Rules 1991, or the orders/directions issued in pursuance of said rules, the inquiring authority may hold enquiry against him ex-parte.

(Contd.2)

6. Attention of Sri D.Veerabadhra Rao, Deputy Executive Engineer (Electrical) (AM) Hyderabad (Retd)is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules 1964 under which no Govt. servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Govt. If any representation is received on his behalf from another person in respect of any matter dealt with these proceedings it will be presumed that Sri D.Veerabadhra Rao, Deputy Executive Engineer (Electrical) (AM) Hyderabad (Retd) is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

7. The receipt of this order should be acknowledged.

BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

B.RAJASEKHAR
SPL.SECRETARY TO GOVERNMENT (FAC)

To
Sri D.Veerabadhra Rao, Deputy Executive Engineer (Electrical) (AM) Hyderabad (Retd)
(through Commissioner & Director of Agricultural Marketing, A.P. Guntur.
The Commissioner & Director of Agricultural Marketing, A.P. Guntur
Copy to:
The AG, AP., Guntur.
The Deputy Pay and Accounts Officer, Guntur.
The Agriculture & Cooperation (Marketing.I/II) Dept.
SF/SC.

// FORWARDED BY ORDER //

SECTION OFFICER

ANNEXURE-1

STATEMENT SHOWING THE ARTICLE OF CHARGES FRAMED AGAINST SRI D. VEERABADHRA RAO, DEPUTY EXECUTIVE ENGINEER (ELECTRICAL), AGRICULTURAL MARKETING, HYDERABAD (RETIRED)

CHARGE-1:

That Sri D.Veerabadhra Rao, while working as Deputy Executive Engineer (Electrical) (AM) Hyderabad has failed to discharge his legitimate duties and failed to follow prescribed procedures in execution of work " Construction of Traders Trade promotion centre and Farmers Information centre in old AMC Yard,Guntur" and has committed lot of irregularities in respect of preparation of estimates as well as execution of works.

B.RAJASEKHAR
SPL.SECRETARY TO GOVERNMENT (FAC)

// FORWARDED BY ORDER //

SECTION OFFICER

ANNEXURE-II

A STATEMENT SHOWING OF IMPUTATIONS OF MISCONDUCT AND MISBEHAVIOUR IN SUPPORT OF ARTICLE OF CHARGES AGAINST SRI D. VEERABADHRA RAO, DEPUTY EXECUTIVE ENGINEER (ELECTRICAL), AGRICULTURAL MARKETING, HYDERABAD (RETIRED).

As per Appraisal report of Institution of Lokayukta vide complaint No. 1584/2012/B2 under Rule 5(8) of the Andhra Pradesh Lokayukta and Upa-Lokayukta (Investigation) Rules, 1984 dt. 11.05.2015, Sri Veerabadhra Rao, the then Deputy Executive Engineer (Electrical) (AM), Hyderabad has derelicted his legitimate duties and pointed out the irregularities committed in execution of the said work as furnished bellow.

1. When there is a sanction for Electrical Items in the Revised estimate for Rs. 9.70 Lakhs, the Deputy Executive Engineer (Electrical) (AM) prepared 3 Nos estimates for Rs 14.70 Lakhs, which is irregular.
2. When the Commissioner& Director of Agrl. Marketing, Hyderabad has directed to prepare estimates with the S.S.R 2008-09, the Deputy Executive Engineer (Electrical) prepared the estimates for Electrical Items with the S.S.R 2012-13, which is irregular and loss to the Government.
3. The Deputy Executive Engineer (Electrical) has prepared 3 Nos estimates for the same building splitting into conveniently and brought under the purview of the superintending Engineer, which is irregular.
4. Where, the electrical items such as supply & Fixing of 25mm dia pipes……executed and payments also made to the contractor to an amount of Rs. 1,03,913/- the new estimate was prepared as " Providing PVC pipes in roof slabs and in wall, in Ground Floor, First Floor and Second Floor of the building with wiring points in second Floor walls. Est: Rs. 4.70 Lakhs ", which has no justification.
5. Even the provisions made in the 3 Nos estimates are insufficient to complete the work and put to use the building.
6. When the contractor has commenced the work, the Deputy Executive Engineer (Electrical), is liable for his failure to record the work in M. Book to the extent carried out by the contracting agency neither before not after termination.

Thus, the charged officer has mis-utilized the Government funds and it is evident that he has shown gross negligence towards his legitimate duties and violated Rule (3) of Andhra Pradesh civil services (conduct) Rules, 1964.

Hence, the charge.

B.RAJASEKHAR
SPL.SECRETARY TO GOVERNMENT (FAC)

// FORWARDED BY ORDER //

SECTION OFFICER

ANNEXURE-III

LIST OF THE DOCUMENTS BY WHICH THE ARTICLE OF CHARGES FRAMED AGAINST SRI D. VEERABADHRA RAO, DEPUTY EXECUTIVE ENGINEER (ELECTRICAL) AGRICULTURAL MARKETING, HYDERABAD (RETIRED).

1) **Letter Dis.No : 1584/2012/B2/3230/2015 of Registrar, Institution of Lokayukta for the states of Andhra Pradesh & Telangana dt. 11/05/2015 along with reports of Director (Investigation) and Deputy Director (Investigation) and Judicial orders of upa-Lokayukta.**

ANNEXURE-IV

LIST OF WITNESSES BY WHICH THE ARTICLE OF CHARGES FRAMED AGAINST SRI D.VEERABADHRA RAO, DEPUTY EXECUTIVE ENGINEER (ELECTRICAL), AGRICULTURAL MARKETING, HYDERABAD (RETIRED)

---NIL---

B.RAJASEKHAR
SPL.SECRETARY TO GOVERNMENT (FAC)

// FORWARDED BY ORDER //

SECTION OFFICER